



OFFICE OF THE CITY ATTORNEY

May 16, 2019

**Mayor**

Dee Margo

**City Council**

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*District 2*

Alexsandra Anello

*District 3*

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*District 4*

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*District 6*

Claudia Ordaz Perez

*District 7*

Henry Rivera

*District 8*

Cissy Lizarraga

**City Manager**

Tommy Gonzalez

*Via Information Center and First Class Mail*

Mr. Brandon Smith

MuckRock News, DEPT MR 72836

411A Highland Ave

Somerville MA 02144

RE: Request For Records # W060711-050719

Dear Mr. Smith:

The El Paso Police Department is receipt of your request for records that they received on May 8, 2019 wherein you asked for documents in the form of data feeds of police incident reports. Under the Texas Public Information Act, a governmental body may ask a requestor to clarify a request for information if the request is unclear. I have been unable to reach you by e-mail or telephone, so I am writing this letter to you to let you know that the EPPD Records Specialist working on your request has let me know they need a date range from you with which to perform their search.

Depending on your response and clarification, it may be necessary for us to create an invoice detailing an estimate of time and costs. If the estimate exceeds \$40.00, then we will notify you in writing. If the estimate exceeds \$100, under section 552.263 of the Texas Government Code, the City will require a deposit of the estimated costs before we begin to process the request. Please be advised that pursuant to Section 552.222 of the Texas Government Code, a request for information is considered withdrawn if you, as a requestor, do not respond in writing to this written request for clarification or additional information within 61 days after that date this request for clarification is sent. Please note that, pursuant to *City of Dallas v. Abbott*, 304 SW3d 380 (Tex. 2010), when a governmental entity requests clarification or narrowing of an unclear or overbroad request for public information, the ten-day period to request an attorney general opinion as to the applicability of exception to disclosure requirement is measured from the date the request is clarified or narrowed.

I look forward to working with you to provide you with the accurate responsive documentation.

Very truly yours,

Mary K. La Rue

Certified Paralegal

MKL/

**Karla M. Nieman – City Attorney**

P.O. Box 1890 / El Paso, Texas 79950-1890 / 915-212-0033 / Facsimile: 915-212-0034

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